

No 52384

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office

AUG 08 1988

Returned to applicant for correction

SEP 14 1988

Correction application filed

NOV 04 1988

Map filed

The applicant Riverside Ranch

P.O. Box 83

Street and No. or P.O. Box No.

of Orovada

City or Town

Nevada 89425

State and Zip Code No.

hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

partnership of Frank, Marion and Henry Victor McErquiaga

1. The source of the proposed appropriation is Horse Creek Spring
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is .025 c.f.s. second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet

3. The water to be used for stockwatering
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated:

(b) Stockwater, state number and kinds of animals to be watered: 800 head of cattle

(c) Other use (describe fully under "No. 12. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15,
Describe as being within a 40-acre subdivision of public
T.46 N., R.34E., M.D.B.&M. or at a point from which the NE corner of said Section
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
15 bears N 85°39' E 1403'

6. Place of use NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15, T.46N., R.34E., M.D.B.&M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will be begin about January 1st and end about December 31st, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) clean and repair spring and install water
State manner in which water is to be diverted, i.e. diversion structure, ditches and
trough
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works in excess of \$1,000

10. Estimated time required to construct works.....2 years.....
If well completed, describe works.
11. Estimated time required to complete the application of water to beneficial use.....3 years.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

By...../s/ John H. Milton III
John H. Milton III, agent
146 West Second Str.
Winnemucca, NV 89445

Compared.....kh/jm.....bp/se.....

Protested.....1/12/89 by Bureau of Land Management.....
Pro. Overruled, See Ruling #3659

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This application is approved subject to the State Engineer's Ruling No. 3659 dated December 27, 1989.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.025.....cubic feet per second, or sufficient to water 800 head of cattle.....

Work must be prosecuted with reasonable diligence and be completed on or before.....January 12, 1992

Proof of completion of work shall be filed before.....February 12, 1992

Application of water to beneficial use shall be filed on or before.....January 12, 1994

Proof of the application of water to beneficial use shall be filed on or before.....February 12, 1994

Map in support of proof of beneficial use shall be filed on or before.....N/A

Completion of work filed.....FEB 11 1992.....IN TESTIMONY WHEREOF, I.....PETER G. MORROS.....

Proof of beneficial use filed.....FEB 11 1992.....State Engineer of Nevada, have hereunto set my hand and the seal of

my office, this.....12th.....day of.....January

Cultural map filed.....

Certificate No.....13336.....Issued.....APR 30 1992

A.D.....90